

*Application No. 10/683893*  
*Page 6*

*Response*  
*Attorney Docket No. S63.2H-13174-US01*

**Remarks**

This Response is in reply to the Office Action dated **April 17, 2006**. The Office Action rejected claims 16-20 on the grounds of non-statutory obvious type double patenting as being unpatentable over claims 8-12 of US 6,632,231 (hereinafter Radisch) and rejected claims 1-15 on the grounds of non-statutory obvious type double patenting as being unpatentable over claims 1-7 of Radisch in view of US 5,616,149.

Without forming an opinion as to the validity of the double patenting rejections, Applicant notes that the projected expiration date of a patent granted on the immediate application will be the same as the expiration date of the prior 6,632,231 patent, regardless of whether or not the immediate application is subject to a Terminal Disclaimer. Therefore, in order to further timely prosecution of the immediate application, a Terminal Disclaimer is enclosed herewith that disclaims the terminal part of any patent granted on the instant application which would extend beyond the expiration date of the 6,632,231 patent. Accordingly, Applicant requests withdrawal of the rejection under the judicially created doctrine of obviousness type double patenting.

Favorable consideration and prompt allowance these claims are earnestly solicited.

**Application No. 10/683893**  
**Page 7**

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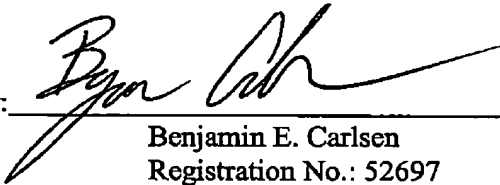
Should the Examiner believe that anything further would be desirable in order to place this application in better condition for allowance, Examiner is invited to contact Applicant's undersigned representative at the telephone number listed below.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: June 14, 2006

By: \_\_\_\_\_

  
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